

Senate File 248 - Introduced

SENATE FILE 248

BY FEENSTRA

A BILL FOR

1 An Act excluding from the utility replacement tax the
2 consumption of natural gas by certain persons and including
3 effective date and retroactive applicability provisions.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 437A.5, subsection 7, Code 2015, is
2 amended by adding the following new paragraph:

3 NEW PARAGRAPH. *0c.* For tax years beginning on or after
4 January 1, 2015, subsection 2 does not apply to natural gas
5 consumed by a person, other than an electric company, natural
6 gas company, electric cooperative, or municipal utility, if
7 the natural gas is acquired by means of facilities owned by or
8 leased to such person and placed into service after January 1,
9 1999, but before January 1, 2015, that were physically attached
10 to pipelines that are not permitted pursuant to chapter 479
11 and used by such person for the purpose of bypassing the local
12 natural gas company or municipal utility.

13 Sec. 2. EFFECTIVE UPON ENACTMENT. This Act, being deemed of
14 immediate importance, takes effect upon enactment.

15 Sec. 3. RETROACTIVE APPLICABILITY. This Act applies
16 retroactively to January 1, 2015, for tax years beginning on
17 or after that date.

18 EXPLANATION

19 The inclusion of this explanation does not constitute agreement with
20 the explanation's substance by the members of the general assembly.

21 This bill excludes from the natural gas consumer replacement
22 tax under Code section 437A.5(2), natural gas consumed by a
23 person, other than an electric company, natural gas company,
24 electric cooperative, or municipal utility, if the natural
25 gas is acquired by means of facilities owned by or leased to
26 such person and placed into service after January 1, 1999,
27 but before January 1, 2015, that were physically attached to
28 pipelines that are not permitted pursuant to Code chapter
29 479 and used by such person for the purpose of bypassing the
30 local natural gas company or municipal utility. The exclusion
31 provided in the bill is for tax years beginning on or after
32 January 1, 2015.

33 The bill takes effect upon enactment and applies
34 retroactively to January 1, 2015, for tax years beginning on
35 or after that date.